

At the meeting of the Public Service Commission of the State of Montana held at the Commission's Offices in Helena, Montana, on Tuesday August 15, 2006, the following members were present:

Greg Jergeson, Chairman  
Brad Molnar, Vice Chairman  
Doug Mood, Commissioner  
Robert H. Raney, Commissioner  
Thomas J. Schneider, Commissioner

APPEARANCE

Gary Duncan  
Utility Division

(313) In the matter of Qwest July 28, 2006 filed Tariff Transmittal 06-13, Clarification of Change of Responsibility for Certain Business Services. Qwest is requesting that certain obsolete business services can be transferred between customers. The services are: Qwest Utility Line, Business CustomChoice®, Qwest Business Line Plus, Qwest Choice® Two-Line Business and Centrex 21 service- Docket No. N2006.7.113:

Commissioner Raney moved to approve Qwest's Tariff Transmittal 06-13 in Docket No. N2006.7.113. Commissioner Mood seconded the motion, which passed 4-0. The vote was left open for Commissioner Molnar.

(314) In the matter of Qwest Communications Corporation (QCC) August 1, 2006 filed Tariff Transmittal QCC06-14, Introduction of Qwest Express Service IP Voice Termination Services. This filing proposes the following: 1) Introduction of Qwest Express Service IP Voice Termination for large business customers; and 2) Add Qwest Express Service for Private Line Transport to the price list. The proposed effective date for this filing is September 1, 2006- Docket No. N2006.8.116:

Commissioner Schneider moved to approve Qwest Communication Company's Tariff Transmittal QCC06-14 in Docket No. N2006.8.116. Commissioner Raney seconded the motion, which passed 4-0. The vote was left open for Commissioner Molnar.

APPEARANCE

Wayne Budt, Administrator  
Transportation & Centralized Services Division

(315) In the matter of Cary M. Sarles dba Park County Transportation, Livingston, Montana May 25, 2006 application for certificate of public convenience and necessity –Docket No. T-06.20.PCN. This application was noticed to the public on June 7, 2006 and protests were

received. The applicant and protestants have stipulated the following language:

Class B – Passengers between all points and places within  
A one hundred twenty-five (125) mile radius of Livingston,  
Montana. LIMITATIONS: 1) Service in the city limits of  
Livingston is prohibited. 2) Movements to or from Gallatin  
Field must originate or terminate in Park County, Montana.  
3) Movements in Big Sky, Montana and a twenty-five (25)  
mile radius are prohibited. 4) Seating capacity will be no  
more than six (6) passengers per vehicle. 5) Services as a  
limousine are prohibited. 6) Movements to or from  
Bozeman, Montana must originate or terminate in Park  
County and require a one (1) week advance reservation. 7)  
Transportation to or from Billings, Montana must originate  
or terminate at Logan International Airport and a three (3)  
mile radius thereof.

Commissioner Raney moved to approve the grant of the authority stipulated to by the parties to the docket. Commissioner Schneider seconded the motion, which passed 5-0.

(316) In the matter of Two Shrews, Inc. dba Billings Yellow Cab, Billings, Montana May 25, 2006 filed request to transfer PSC No. 139 to Shamrock Yellow Cab, LLC, Billings, Montana. That application was noticed to the public on June 7, 2006. The parties mutually request that this application for transfer be withdrawn and the docket closed- Docket No. T-06.22.ST:

Class B – Persons, within the City of Billings, Montana, and  
between points tributary thereto, but within a distance not  
exceeding fifty (50) miles in any direction from said city.  
Limitations: Regular or scheduled service as a jitney or bus is  
prohibited on or over any route.

Commissioner Molnar moved to approve the withdrawal of the application for transfer and close the docket. Commissioner Raney seconded the motion, which passed 5-0.

(317) In the matter of Two Shrews, Inc. dba Billings Yellow Cab, Billings, Montana cancellation of the lease of PSC No. 139. On May 31, 2006 the Commission approved the lease of PSC No. 139 from Two Shrews, Inc. dba Billings Yellow Cab, Billings, Montana to Shamrock Yellow Cab LLC, Billings, Montana for a three month period, May 31, 2006 to August 31, 2006. The parties have mutually requested that this lease be cancelled and the authority be returned to the control of Two Shrews, Inc. dba Billings Yellow Cab- Docket No. TN2307:

Commissioner Molnar moved to approve the cancellation of the lease and revert control to Two Shrews, Inc. dba Billings Yellow Cab. Commissioner Raney seconded the motion, which passed

5-0.

(318) In the matter of Two Shrews, Inc. dba Billings Yellow Cab, Billings, Montana request permission to suspend PSC No. 139 for a six month period, August 31, 2006 to February 15, 2007- Docket No. TN2311:

Commissioner Molnar moved to approve the request for suspension. Commissioner Raney seconded the motion, which passed 5-0.

(319) In the matter of Harold F. Stacey, Great Falls, Montana requests permission to continue the lease of PSC No. 408 to AA Moving Transfer and Storage, Whitefish, Montana for a one year period, July 26, 2006 to July 26, 2007- Docket No. TN2312:

Commissioner Jergeson moved to approve the continued lease. Commissioner Mood seconded the motion, which passed 5-0.

(320) In the matter of the approval of Commission Minutes:

Commissioner Raney moved to approve the Commission Minutes for the week of August 7, 2006. Commissioner Mood seconded the motion, which passed 5-0.

APPEARANCE  
Martin Jacobson  
Legal Division

(321) In the matter of the Commission's discussion of Annual ETC Certification to FCC and USAC- Docket No. N2006.8.118:

Commissioner Raney moved to approve the same procedure as last year for ETC Certification and issue PSC 2006 letters to Montana ETC's. Commissioner Mood seconded the motion, which passed 5-0.

(322) In the matter of the Commission's discussion of NorthWestern Energy gas and electric USB consolidated Docket No.s D2004.7.99, D2004.12.292, and D2005.6.106:

Commissioner Schneider moved that we direct staff to prepare a final order in the matter which make permanent the decisions and the allocations reflected in the interim order, and further that the staff describe in that order the manner in which the renewable and demand side management programs have been incorporated in portfolio and other related NorthWestern orders. Commissioner Raney seconded the motion, which passed 5-0.

APPEARANCE

Kate Whitney  
Administrator, Utility Division

(323) In the matter of the Commission's discussion of Energy & Telecommunications Interim Committee bill proposals:

Commissioner Jergeson moved to approve the comments regarding LC 170 (Chapter 8 reform) with the changes discussed and submit the comments to the ETIC. Commissioner Mood seconded the motion, which passed 5-0.

Commissioner Jergeson moved to submit the comments on LC 39 (revise telecom laws) with the changes indicated to the ETIC. Commissioner Raney seconded the motion, which passed 5-0.

Commissioner Schneider moved to submit the comments in LC 90 (CO2 common carrier status) to the ETIC. Commissioner Raney seconded the motion, which passed 5-0.

Commissioner Schneider moved to submit the comments to the ETIC regarding LC 38 (transmission & transportation authority) with the change indicated in the language. Commissioner Raney seconded the motion, which passed 5-0.

(324) In the matter of the Commission's discussion of Out-of-state travel:

Commissioner Schneider moved to approve staff travel for Eric Dahlgren to Oklahoma City September 25-29 for a required pipeline safety training course; and for Candace Beery's travel to San Diego September 27-29 for a CREPC meeting. Commissioner Raney seconded the motion, which passed 5-0.

There being no further business to come before the Commission the meeting was adjourned.

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GREG JERGESON, Chairman

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BRAD MOLNAR, Vice Chairman

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DOUG MOOD, Commissioner

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ROBERT H. RANEY, Commissioner

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THOMAS J. SCHNEIDER, Commissioner

ATTEST:

Connie Jones  
Commission Secretary

(SEAL)